IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION No.8287 of 2007

DATED: 20.04.2007

Between:

Dr.K.Anand Reddy

..... Petitioner

And

Acharya N.G.Ranga Agriculture
University, Rajendranagar,
Hyderabad, reptd., by its
Registrar.

.....
Respondent

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION No. 8287 of 2007

ORAL ORDER:

This writ petition is filed seeking to issue a writ of Mandamus declaring the inaction of the respondent in sanctioning two advance increments of Ph.D. to the petitioner as per G.O.Ms.No.208 Higher Education

(U.E.II.I) Department, dated 29.06.1999, and Proc.No.1562 /BG/A1/2003, dated 02.08.2003, as illegal and arbitrary and consequently, to direct the respondent to re-fix the pension of the petitioner by sanctioning the said increments.

The petitioner, who joined the service of respondent-University as Instructor in the year 1965 gradually rose to occupy the post of Professor of Agronomy, from which post he retired on 31.07.1996 on attaining the age of superannuation. The petitioner states that he completed Ph.D degree in February 1982, and as per the provisions of G.O. Ms. No.208, Higher Education (U.E.II.I) Department, dated 29.06.1999, as clarified by the respondent vide proceedings dated 02.08.2003, he having acquired Ph.D degree prior to 01.01.1996, is entitled to grant of two advance increments, and it is his grievance that though he made representations dated 05.02.2007 and 26.02.2007, requesting the respondent to grant him two advance increments in terms of the above G.O., and also re-fix his pension, till date no action has been taken thereon. Hence, he filed the present writ petition.

Heard learned counsel appearing for the petitioner and learned Standing Counsel appearing for the respondent-University.

The petitioner claims to have acquired Ph.D. degree in the year 1982. According to his own admission, the respondent upon obtaining clarification from the Government with regard to G.O. Ms. No.208, Higher Education (U.E.II.I) Department, issued proceedings dated 02.08.2003, sanctioning Ph.D increments to those teachers who acquired Ph.D degree prior to 01.01.1996 and not from 01.01.1996. Though the respondent issued the said proceedings as far back as on 02.08.2003, the fact remains, the petitioner has made representations to the respondent after lapse of more than three years i.e. on 05.02.2007 and 26.02.2007, and without giving sufficient time to the respondent to consider his representations, he filed the present writ petition. Be that as it may, having regard to the fact that the representations dated 05.02.2007 and 26.02.2007, are said to be pending consideration before the respondent, I deem it appropriate to dispose of the writ petition with the following directions:

The respondent-University is directed to consider and dispose of the representations dated 05.02.2007 and 26.02.2007 and pass appropriate orders thereon in accordance with the G.O. and the clarifications issued by the respondent, within a period of two months from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

N.V.RAMANA, J

20.04.2007
dr